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*JFW/S*

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/786,484	02/25/2004	Tom N. Cornsweet	6270-A-13 (DIV A-9)

## CONFIRMATION NO. 3111

C. Robert von Hellens  
 CAHILL, VON HELLENS & GLAZER P.L.C.  
 Suite 155  
 2141 E. Highland Avenue  
 Phoenix, AZ 85016

## FORMALITIES LETTER



\*OC000000013407442\*

Date Mailed: 08/02/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450

08/25/2004 YPOLITE1 00000027 030088 10786484 Alexandria VA 22313-1450

01 FC:2051 65.00 DA

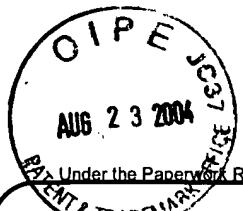
*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



AUG 23 2004

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE~~Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.~~TRANSMITTAL  
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

9

Application Number	10/786,484
Filing Date	02/25/2004
First Named Inventor	Cornsweet, Tom N.
Art Unit	3736
Examiner Name	

Attorney Docket Number 6270-A-13 (Div A-9)

## ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> <input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> <input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> <input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Postcard, copy of Notice and copy of previously filed Oath
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	C. Robert von Hellens Cahill, von Hellens & Glazer, P.L.C.
Signature	
Date	August 19, 2004

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	C. Robert von Hellens		
Signature		Date	August 19, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Docket No. 6270-A-13 (Div. A-9)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

APPLICANT: CORNSWEET, TOM N. )  
SERIAL NO.: 10/786,484 )  
FILED: 02/25/2004 )  
FOR: APPARATUS AND METHOD )  
FOR ALIGNING AN EYE )  
WITH A DEVICE )

Art Unit: 3736

**Date: August 19, 2004**

Date of Deposit: August 19, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail on the date indicated above, in an envelope postage-paid and is addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 Mail Stop **MISSING PARTS**

Kristen M. Baum  
Kristen M. Baum

**RESPONSE TO REQUEST**  
**FOR MISSING PARTS**

**Mail Stop Missing Parts**  
Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 223130-1450

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application (copy enclosed) dated August 2, 2004, enclosed is a copy of "Power of Attorney and Declaration-USA Patent Application", which was previously submitted on February 25, 2004 to the United States Patent and Trademark Office with the remainder of the divisional application at the time the application was filed.

As the requested "Missing Parts" were in fact submitted, it is believed that no fees are due. However, should there be fees due, you are authorized to charge any additional fees to

Deposit Account No. 03-0088. This letter is submitted in **DUPLICATE**.

Respectfully submitted,

CAHILL, VON HELLENS & GLAZER P.L.C.



C. Robert von Hellens  
Reg. No. 25,714

155 Park One  
2141 E. Highland Avenue  
Phoenix, Arizona 85016  
Telephone (602) 956-7000